

EXHIBIT 9

C L I F F O R D
C H A N C E

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Sean Carter, Esq.
Cozen O'Connor
1900 Market Street
Philadelphia, PA 19103

August 22, 2012

03-MD-1570: Supplemental Requests for Production to Dubai Islamic Bank

Dear Mr. Carter:

We are writing in response to Plaintiffs' supplemental requests for production to Dubai Islamic Bank ("DIB") dated July 31, 2012. None of the requests to DIB are the consequence of newly discovered facts. We fail to see why Plaintiffs unreasonably delayed service of these requests, leaving DIB a scant 30 days to both respond to the requests and to conduct numerous searches in response to the 43 requests (in addition to the 108 requests served in 2010). We believe these requests are improper.

First, Plaintiffs served these supplemental requests on DIB on July 31, 2012. Thus, responses are due on September 4, 2012. September 4, 2012, however, is after the close of discovery. Such discovery must be served such that responses are due prior to the close of discovery. See, e.g., *Jones v. Hirschfeld*, 01-cv-7585, 2003 WL 21415323 (S.D.N.Y. June 19, 2003) ("Both sides should be aware that the discovery deadline date is the date on which discovery should be complete; it is not the last date on which a party can serve discovery requests. 'Generally, discovery requests are to be made sufficiently inside the discovery period to allow for a response prior to the discovery cut-off date. Discovery requests which are served too late in the discovery period to allow for a timely response, have been disallowed.'" (quoting *Gavenda v. Orleans County*, 182 F.R.D. 17, 20 (W.D.N.Y. 1997)); *Fitzgibbon v. Sanyo Securities America, Inc.*, 92-cv-2818, 1994 WL 281928 (S.D.N.Y. June 22, 1994) ("Plaintiff's document request was untimely and will be disallowed for that reason" when counsel "waited until less than thirty days prior to the discovery cut-off date to serve Plaintiff's first request for the production of documents.")). Cf. N.D.N.Y. Local Rules of Practice Rule 16.2.

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Second, most of the new requests seek account information for names of certain people and organizations. This supplemental discovery approach is inconsistent with the agreement we reached with Plaintiffs over a year ago. See Letter to Sean Carter dated July 7, 2011 (attached as Ex. 1). Last summer, you sent us a list of proposed search terms. On September 8, 2011, we sent Plaintiffs a revised list of search terms we planned to run on an account database. See Letter to Sean Carter dated September 8, 2011 (attached as Ex. 2). On September 22, 2011, we sent Plaintiffs another letter further outlining revisions and updates to this list. See Letter to Sean Carter dated September 22, 2011 (attached as Ex. 3). We invited you to propose additions, but you never responded. See Exs. 1 & 2. We then undertook an expensive process of using those search terms to find related accounts, including sending U.S. lawyers to Dubai to oversee the project on multiple occasions. Now, Plaintiffs wish to supplement those terms with new requests and force DIB to re-do the process, costing significant time, money, and resources. To re-do this process is unreasonable and unduly burdensome.

Accordingly, Plaintiffs' supplemental requests are untimely and objectionable in their entirety. Hence, DIB will not be providing documents in response to these untimely document requests.

Sincerely,

Steven T. Cottreau, J.D., Esq.
Steven T. Cottreau

Enclosures (3)

cc: Alan Kabat
Counsel of record (by email)

ATTACHMENT

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Via Email

July 7, 2011

Sean P. Carter, Esq.
Cozen O'Connor
1900 Market Street
Philadelphia, PA 19103

Re: In re Terrorist Attacks of September 11, 2001, 03-md-1570 (S.D.N.Y.)

Dear Sean:

I am writing to clarify the current status of our discussions regarding Plaintiffs' Responses To Dubai Islamic Bank's First Set of Requests For Production Of Documents And Tangible Things ("Plaintiffs' Responses") and Dubai Islamic Bank's ("DIB") Responses and Objections to Plaintiffs' First Set of Document Requests ("DIB's Responses"). As you know, the parties have met and conferred several times in an effort to resolve any outstanding disputes regarding Plaintiffs' Responses and DIB's Responses. Below is our understanding of the disputes that the parties have raised and the current status of those issues. Please let us know if we have misstated in any way your position on any of these issues or if we have omitted any agreement that we have reached during our discussions. We remain ready to discuss these issues further at your convenience so that we can try to resolve any remaining issues and move forward in discovery.

I. DUBAI ISLAMIC BANK'S FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS AND TANGIBLE THINGS ("DIB'S REQUESTS")

With respect to DIB's Requests, we discussed certain issues DIB had with Plaintiffs' Responses and have reached the following understandings during our meet and confer sessions.

A. Plaintiffs' General Objections

DIB inquired whether Plaintiffs intend to withhold any documents responsive to DIB's Requests based on the General Objections section set forth in Plaintiffs' Responses. Plaintiffs stated that they do not intend to withhold any responsive documents based on the General

Objections and will inform DIB if Plaintiffs actually withhold any documents based on any General Objection.

B. Other Objections

DIB inquired as to whether Plaintiffs plan to withhold any documents based upon any of the objections that are repeated throughout Plaintiffs' Responses—these objections are in some cases labeled as objections (a) through (h) (e.g., Plaintiffs' Response to DIB Request No. 1), though more frequently the repeated objections are labeled (a) through (g) (e.g., Plaintiffs' Response to DIB Request No. 4). Plaintiffs confirmed that they do not intend to withhold any documents on the basis of any of these repeated objections, with the possible exception of certain documents that Plaintiffs may withhold on the basis of privilege or work product protection. In the event that Plaintiffs withhold documents on the grounds of privilege or work product protection, Plaintiffs agreed to include those documents on a privilege log in a manner consistent with any privilege log agreement reached by the parties.

C. Documents Received From Third Parties

DIB asked whether Plaintiffs planned to produce all documents that they obtained from third parties that are responsive to any of DIB's Requests. Plaintiffs agreed to produce all responsive documents they have received from third parties, including documents obtained from public sources, with the following exception: Plaintiffs may withhold documents created by consulting experts in connection with the litigation on the grounds of privilege or work product protection, in which case Plaintiffs will include such documents on a privilege log.

D. DIB's Request Nos. 6 and 52

DIB's Request Nos. 6 and 52 seek all documents and tangible things relevant to DIB's or any Plaintiff's claims or defenses in the case. Plaintiffs objected to these Requests as overly broad and unduly burdensome in seeking documents and tangible things relevant to claims and defenses pertaining exclusively to defendants other than DIB. In response, DIB agreed to narrow these Requests as follows:

Document Request No. 6 now seeks "All documents relevant to any of DIB's defenses or any of Plaintiff's claims against DIB in the above-captioned case."

Document Request No. 52 now seeks "Any tangible thing relevant to any of DIB's defenses or any of Plaintiff's claims against DIB in the above-captioned case."

Plaintiffs agreed to produce all documents responsive to these requests as narrowed.

E. DIB's Request No. 7

In Plaintiffs' Responses, Plaintiffs raised a number of objections to DIB's Request No. 7. DIB agreed to narrow that request as follows:

Document Request No. 7 now seeks "All documents concerning DIB that are related to or relevant to any of the allegations, claims, or defenses in the above-captioned case."

Plaintiffs agreed to produce all documents responsive to this request as narrowed.

II. PLAINTIFFS' FIRST SET OF DOCUMENT REQUESTS ("PLAINTIFFS' REQUESTS")

With respect to Plaintiffs' Requests, we discussed certain issues Plaintiffs had with DIB's Responses and have reached the following understandings during our meet and confer sessions.

A. Document Request Responses

Plaintiffs inquired whether DIB intends to produce documents or to make them available for inspection in the U.A.E. DIB stated it planned to produce the categories of documents that it agreed to produce in DIB's Responses. Plaintiffs similarly confirmed that they also planned to produce documents responsive to DIB's Requests rather than make such documents available for inspection.

B. Definitions Used In Plaintiffs' Requests

1. Conformity with Local Rules

DIB objected to the definitions set forth in Plaintiffs' Requests to the extent they differ from the Local Rules of the United States District for the Southern District of New York ("Local Rules"). Plaintiffs stated their belief that their Definitions generally conform to the definitions set forth in the Local Rules. DIB believes that the definitions in the Local Rules should prevail and will respond to the requests accordingly.

2. Definition of "United Arab Emirates" or "U.A.E."

Plaintiffs questioned DIB's objection to Plaintiffs' definition of "United Arab Emirates" or "U.A.E." DIB explained that this definition is overly broad to the extent that it goes beyond the government and its representatives and requires DIB to identify members of various ruling families. The parties agreed to limit the definition as follows: "The terms 'United Arab Emirates' or 'U.A.E.' shall mean the United Arab Emirates, including any agency, instrumentality, organ, political subdivision, official, representative, or agent of the United Arab Emirates."

C. DIB's Search Methodology

1. Search Terms

Throughout DIB's Responses, DIB proposed using a search term methodology in response to a number of objections that DIB raised to Plaintiffs' Requests. See, e.g., DIB's Responses to Plaintiffs' Request Nos. 1-8, 10, 11, 15, 16-19, 24-26, 29, 30, 32, 37, 38, 43, 44, 69, and 78-82. As set forth in DIB's Responses, DIB explained that it would search certain of its records systems using as search terms of the names of individuals and entities as identified in Plaintiffs' Requests. Plaintiffs asked that DIB include additional search terms. DIB agreed to do so provided that the additional list of terms was not subject to a valid objection, such as unduly burdensomeness or irrelevance. DIB also suggested that Plaintiffs include on that list (a) names in Arabic because many records are not in English and (b) alternative spellings of both English and Arabic names that it would like searched. Plaintiffs agreed to provide for DIB's consideration a proposed list of additional search terms, including terms in Arabic and alternate spellings of terms. We understand that you have been assembling a list of search terms. We believe that time is now of the essence to provide us with that list so that we can attempt to conclude the search process and related pulling of records by the document discovery deadline.

2. Beneficial Ownership & Signatory Authority

Several of Plaintiffs' Requests seek documents concerning beneficial ownership of and signatory authority over accounts held in the names of alleged al Qaeda members. (*See, e.g.*, Plaintiffs' Requests Nos. 1, 3, 5, 7, 10, 11, 15, 20, and 21.) DIB objected to these requests in part because these Requests are unduly burdensome. Plaintiffs asked whether it was possible to use search terms to electronically search for information about beneficial ownership of accounts and signatory authority over accounts. DIB agreed to determine whether such an electronic search was possible.

3. Irrelevant Hits on Search Terms

Plaintiffs asked about the meaning of DIB's use of the phrase "provided that the search for such documents does not yield a voluminous number of documents for multiple persons or entities with names containing a search term (in which case Dubai Islamic Bank will be willing to meet and confer with Plaintiffs) or documents pertaining solely to persons or entities who have not been affiliated with al Qaeda" in certain of DIB's Responses.

DIB explained that this phrase clarifies that DIB will not necessarily produce all documents that are identified using the search term methodology if it appears from the search results that certain individuals are not relevant to the claims or defense in this case. Such a result may occur, for example, when an individual coincidentally has the same name as another individual who may be allegedly affiliated with al Qaeda. Plaintiffs did not object to the exclusion of such irrelevant hits on search terms, but asked that DIB identify instances when it

excludes such documents from its production. DIB agreed that it would disclose to Plaintiffs instances where it excludes information from its production despite a positive search term match.

4. Checks

DIB objected to the production of “cleared or canceled checks” in its Responses. Plaintiffs inquired about the objection. DIB explained that generally checks are stored in transaction records for each branch organized by the date the transaction was processed. As a result, checks are co-mingled with all other checks cashed on the same date by a particular branch. Indeed, even locating the correct box in storage may be difficult. To find a single check, if it exists, is thus very burdensome. Given this recordkeeping situation, the parties agreed to address on a case-by-case basis at a later stage the issue of whether DIB needs to pull particular checks referenced in account statements that DIB produces.

D. Plaintiffs’ Request No. 22

Plaintiffs’ Request No. 22 seeks certain documents concerning an alleged “July 1999 Meeting(s)” in the U.A.E. between the U.S. government, U.A.E. government, and DIB regarding Osama bin Laden. DIB responded that it would produce certain responsive non-privileged documents. Plaintiffs asked whether DIB intended to exclude otherwise responsive documents that concerned a meeting between the U.S. and U.A.E. government officials, if DIB officials also did not attend the meeting. DIB agreed that Plaintiffs’ definition of “July 1999 Meeting(s)” would include a meeting between U.S. and U.A.E. government officials that was not attended by DIB officials.

E. Plaintiffs’ Request No. 26

Plaintiffs’ Request No. 26 seeks correspondence exchanged between DIB and the U.A.E. government relating to an alleged July 1999 meeting. DIB responded that it will produce any non-privileged responsive correspondence between it and the U.A.E. government relating to any July 1999 meeting concerning allegations that DIB was associated with any individual or entity included in the Search Terms. Plaintiffs stated that this response is too narrow. The parties agreed to the following amended Response by DIB:

Subject to and without waiving the foregoing Specific Objections and General Objections, Dubai Islamic Bank will produce non-privileged correspondence, if any exists,

between Dubai Islamic Bank and the U.A.E. government relating to any July 1999 Meeting(s).¹

F. Plaintiffs' Request No. 28

Plaintiffs' Request No. 28 seeks documents regarding any accounts discussed at an alleged July 1999 Meeting. DIB objected to this Request as vague, ambiguous, overly broad, unduly burdensome, and uncertain. Plaintiffs inquired about this objection. DIB explained that it is currently unaware of any accounts allegedly discussed at the alleged meeting and therefore is unable to produce any documents responsive to this Request.

G. Plaintiffs' Request No. 29

The parties discussed DIB's Response to Plaintiffs' Request No. 29. Plaintiffs expressed the concern that DIB's Response failed to capture certain communications between the U.S. government and the U.A.E. As a result, DIB agreed to modify its Response by adding the words "or the U.A.E." following the phrase "U.S. government to Dubai Islamic Bank."

H. Plaintiffs' Requests Nos. 29-30 and 89-105

Plaintiffs' Requests Nos. 29-30 and 89-106 seek information concerning DIB's alleged associations with the Taliban, Hamas, and other organizations. DIB objected to these Requests in part because they were overly broad, unduly burdensome, and sought information not relevant to a claim or defense of any party. Plaintiffs stated that they disagree with DIB's position and contend that such topics are relevant. DIB explained that it did not believe that this information was relevant to Plaintiffs' claims and that defining the scope of responsive documents was exceedingly difficult, as evidenced by parties' experience in defining al Qaeda. The parties agreed to revisit the issue.

I. Plaintiffs' Requests Nos. 33-36

Plaintiffs' Requests Nos. 33-36 seek documents related to the 1998 U.S. Embassy bombings. DIB objected to these requests in part because the information Plaintiffs seek related the 1998 Embassy bombings is overly broad, unduly burdensome and not relevant to a claim or defense of any party. The parties agreed to revisit the issue.

¹ The phrase "July 1999 Meeting(s)" has the same meaning as set forth in Plaintiffs' Request No. 22 and DIB's Response thereto.

J. Plaintiffs' Request No. 37

Plaintiffs' Request No. 37 concerns DIB accounts frozen after the September 11, 2001 attacks. In its response to this request, DIB raised a number of objections, but agreed to produce certain documents related to accounts held in the names of specific individuals. Plaintiffs stated their concern that DIB's Response would exclude all documents for accounts explicitly identified as being related to al Qaeda by government officials in correspondence with DIB if those accounts failed to match one of the names specified in DIB's Response. In response, DIB agreed to produce any correspondence from the U.S. or U.A.E. governments that identifies a person as being affiliated with al Qaeda and to produce for any account in the same name of such a person the documents set forth in part (iii) of DIB's Response to Request No. 37.

K. Plaintiffs' Request No. 43

Plaintiffs' Request No. 43 seeks "all documents relating to any investigation, inquiry, audit, due diligence or analysis conducted by the U.A.E., relating in any way to DIB." DIB objected to the Request on a number of grounds and, as set forth in detail in its Response, offered to produce such documents to the extent that they concern al Qaeda and certain related persons. Plaintiffs' have asked that DIB produce documents responsive to this request that relate to terrorism financing in general. The parties agreed to revisit the issue.

L. Plaintiffs' Requests Nos. 46-64

The parties also have discussed DIB's Responses to Plaintiffs' Requests No. 46.64, which concern DIB's Fatwa and Shariah Supervision Board. DIB has raised a number of objections to Plaintiffs' Requests. DIB, however, confirmed that it would not withhold any documents based on its objection that the term "Fatwa and Shariah Supervisory Board" is vague and ambiguous. In addition, DIB agreed to consider whether it could produce to Plaintiffs a document setting forth the Board's role at DIB. To overcome unduly burdensomeness objections, Plaintiffs also offered to propose a list of search terms for DIB to use to electronically search the Board's records. DIB raised relevance concerns related to the records but agreed to determine whether DIB's Fatwa and Shariah Supervision Board possesses records that may be searched electronically.

M. Politically Exposed Persons

Plaintiffs questioned why DIB excluded documents concerning Politically Exposed Persons ("PEPs") from its Responses to certain of Plaintiffs' Requests. DIB stated that it contends that documents concerning PEPs are not relevant to a claim or defense of any party. Plaintiffs stated that they disagree with this position. While DIB did not agree that documents concerning PEPs are relevant, DIB agreed to consider producing a document setting forth DIB's account policies regarding PEPs.

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* * *

We look forward to continuing our discussions with you in an effort to resolve these outstanding issues.

Sincerely,



Steven T. Cottreau

Exhibit 2

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Via Email

September 8, 2011

Sean P. Carter, Esq.
Cozen O'Connor
1900 Market Street
Philadelphia, PA 19103

Re: In re Terrorist Attacks of September 11, 2001, 03-md-1570 (S.D.N.Y.)

Dear Sean:

I hope you are well.

I am writing in response to Plaintiffs' search term proposal of July 15, 2011. As you know, Dubai Islamic Bank's (DIB) Responses and Objections to Plaintiffs' First Set of Document Requests (DIB's Responses) contained search term methodologies to identify responsive records to certain requests.

During our meet and confer sessions, Plaintiffs asked for the opportunity to supplement the list of search terms set forth in DIB's Responses, including providing alternative spellings of names, aliases, and Arabic spellings of names of individuals that DIB agreed to search. As set forth in my letter to you of July 7, 2011, "DIB agreed to do so provided that the additional list of terms was not subject to a valid objection, such as unduly burdensomeness or irrelevance."

On July 15, 2011, we received from your colleague Scott Tarbutton two documents with lengthy lists of names that you requested that DIB use to search its electronic account recording keeping system: (i) a United Nations list entitled "The Consolidated List established and maintained by the 1267 Committee with respect to Al-Qaida, Usama bin Laden, and the Taliban and other individuals, groups, undertakings and entities associated with them," and (ii) a list entitled "Other Individuals and Entities Associated With Osama Bin Laden And The Al Qaeda Terrorist Organization" (collectively, "Plaintiffs' Lists").

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The two lists you have provided contain over 2,900 names. A search for all of the search terms on Plaintiffs' Lists is neither reasonable nor required. To search for every member of the Taliban or every person ever affiliated with al Qaeda—no matter the timeframe or relationship to the September 11 attacks—is simply a fishing expedition at DIB's great expense.

First, searching the more than 2,900 names on Plaintiffs' Lists is unduly burdensome. Converting these lists into database search queries is time consuming and thus expensive. Moreover, the cost does not end there. As we noted in DIB's Responses and further clarified in my letter of July 7, 2011, each account that is identified as a result of each search may not in fact be related to the claims and defenses in this case. This will be the case if an unrelated individual shares the exact same name as an individual included in Plaintiffs' Lists. Accordingly, DIB must sort through the results of the search for each term and determine whether the person is in fact relevant to this case. (As we agreed previously, DIB will disclose to Plaintiffs each instance that DIB has excluded information from our production despite a positive search term match.) To conduct this process for individuals that Plaintiffs have no reason to believe are connected to DIB in any way and are not connected to the attacks of September 11 is unduly burdensome.

Second, as highlighted by the excessive number of terms on Plaintiffs' Lists, the lists are patently overbroad and beyond the scope of discoverable information as set forth in Rule 26. Most of the individuals and entities listed have no alleged ties to the September 11 attacks. Rather, Plaintiffs' Lists appears to be comprised of every known or suspected member of al Qaeda, regardless of whether they were involved with the September 11 attacks or even affiliated with al Qaeda at the time of the attacks. For example, Plaintiffs' Lists include the names of a number of individuals who were either deceased or in U.S. custody years before the September 11 attacks or were children at the time of the attacks. Moreover, the lists include almost 400 search terms for individuals with alleged links to the Taliban with no apparent connection to al Qaeda or the September 11 attacks.

Instead, in addition to the search terms set forth in DIB's Responses, we will agree to search for the 194 names that we have included on Attachment A to this letter. These represent the full name search terms (including alternative spellings) for the individuals on Plaintiffs' Lists that we have been able to identify as having been mentioned in the 9/11 Commission's Report as having a connection with the terrorist attacks of September 11, 2001.

We will conduct the search for these additional 194 search terms in the same fashion as we have agreed to search the other terms in DIB's Responses: we will search for exact matches on the search term in the full name accountholder field in DIB's electronic account record keeping

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system and will produce for each match any non-privileged account opening and closing documents, Know-Your-Customer or other customer due diligence reports, suspicious activity or transaction reports, account numbers, monthly account statements, annual account statements, account notices, real estate records, records of assets, loan records, audit work papers, audit reports, and wire transfers, if any exist, from January 1, 1992 to September 11, 2001. The agreement is subject to the same provisos that we have previously discussed and that were included in DIB's responses: we will not produce such information if a search term yields a voluminous number of documents for multiple persons or entities with the same name as a search term (in which case DIB will meet and confer with Plaintiffs) or if the documents pertain solely to a person or entity that is not affiliated with al Qaeda.

We are happy to discuss the issue further with you at your convenience. In addition, if we have omitted any individual on Plaintiffs' Lists that was identified by the 9/11 Commission as being connected with the terrorist attacks of September 11, 2001, please let us know and we will include the search terms related to that individual in our search.

Sincerely,

A handwritten signature in black ink that reads "Steven T. Cottreau". Below the signature, there is a small handwritten mark that appears to be a stylized "S" or a similar character.

Steven T. Cottreau

Attachment A

أَسَامِي مُحَمَّد عَوْضُ بْنُ لَادِنْ

Usama Muhammed Awad Bin Laden
Usama Bin Laden
Usama Bin Muhammed Bin Awad, Osama Bin Laden
Ben Laden Osama
Ben Laden Ossama
Ben Laden Usama
Bin Laden Osama Mohamed Awdh
Bin Laden Usamah Bin Muhammad
Shaykh Usama Bin Ladin
Usamah Bin Muhammad Bin Ladin
Usama bin Ladin
Osama bin Ladin
Osama bin Muhammad bin Awad bin Ladin
Usama bin Muhammad bin Awad bin Ladin
Abu Abdallah Abd Al-Hakim
Al Qaqa

خَالِد شَيْخ مُحَمَّد

Khalid Sheikh Mohammed
Khalid Shaikh Mohammed
Salem Ali
Fahd Bin Adballah bin Khalid
Ashraf Refaat Nabith Henin
Khalid Adbul Wadood
Mukhtar al Baluchi
al Mukh
Abdulrahman Abdullah al Ghamdi
Salem Ali
Abdul Majid
Abdullah al Fak'asi al Ghamdior
Meer Akram

أَبُو حَفْصُ الْمَصْرِي

Abu Hafs al Masri
Sheikh Taysir Abdulllah
Abu Hafs
Abu Sitta
Abu Hafs al Kabir
Abu Khadijah
Abu Fatima
Mohammed Atef

مُحَمَّد مُحَمَّد الْأَمِير عَوْضُ السَّيِّد عَطَا

Mohamed Atta
Mohamed Mohamed el Amir Awad el Sayed Atta
Muhammad Muhammad al Amir Awad as Sayyid Atta
Mohamed el Amir Awad el Sayed Atta
Mehan Atta
Mohammad el Amir
Muhammad Atta
Mohamed el Sayed
Mohamed Elsayed
Muhammad al Amir
Awag al Sayyid Atta
Muhammad al Amir
Awad al Sayad
Mohamed el Amir

مصطفى الهاوساوي

Mustafa Ahmed al Hawsawi
Mustafa Ahmed al Hisawi
Shaykh Said
Mustafa Muhammed Ahmed
Mustafa Ahmed
Hashim Abd al Rahman
Hashem Abdulrahman
Hashem Abderahman
Hashim Abdourahman
Hashem Abdollahi
Muhammad Adnan
Muhammad Ahanad
Abderahman Mustafa

عمار البلوشية

Ali Abdul Aziz Ali
Ammar al Baluchi
Isam Mansur
Isam Mansar
Isam Mansour
Hani (Fawaz TRDNG))

رمزي بن الشيبة

Ramzi Bin Al Shibh
Ramzi Mohamed Abdullah Binalsheidah
Ramzi Mohammed Abdullah Binalshibh
Ramzi Mohammed Abdellah Omar
Abu Ubaydah
Umar Muhammad Abdallah Ba Amar

مروان يوسف محمد رشيد لكراب الشحي

Marwan al Shehhi

Marwan Yousef Mohamed Rashid Lekrab al Shehhi
Marwan Yusuf Muhammad Rashid Lekrab ash Shehhi
نوااف الحازمي

Nawaf al Hamzi
Nawaf Muhammed Salim al Hazmi
Nawaf al Hazmi
سعید باهاجی

Said Bahaji
Zouheir Al Maghribi
Mohamed Abbattay
Abderrahmane Al Maghribi
زياد سمير جراح

Ziad Jarrah
Ziad Samir Jarrah
Ziyad Samir Garrah
Ziad Jarrah Jarrat
Ziad Jarrahi
Ziad Samir al Jarrah
Ziyad Samir Jarrah
هانی صالح حسن حنجور

Hani Hanjour
Hani Saleh Hasan Hanjour
Hani Salih Hasan Hanjur
خالد المحضار

Khalid al Mihdhar
Khalid Muhammad Abdallah al Mihdhar
Sannan al Makki
Khalid bin Muhammad
Addallah al Mihdhar
Khalid Mohammad al Saqaf
ذكریا الصبار

Zakarya Essabar
Zakariya Essabar
أنور ناصر عبدالله العولقي

Anwar Nasser Abdulla Al-Aulaqi
Anwar al-Aulaqi
Anwar al-Awlaki
Anwar al-Awlaqi
Anwar Nasser Aulaqi

Anwar Nasser Abdullah Aulaqi
Anwar Nasser Abdulla Aulaqi

سعید الغامدی

Saeed al Ghamdi
Saeed Abdallah Ali Sulayman al Ghamdi
Sa‘id al Ghamdi

احمد صلاة سعید الغامدی

Ahmed al Ghamdi
Ahmed Salah Said al Ghamdi
Ahmad Salat Sa‘id al Ghamdi

حمزة الغامدی

Hamza al Ghamdi
Hamza Alghamdi

مهند الشهري

Mohand al Shehri
Mohand Muhammed Fayiz al Shehri
Muhand ash Shehr
Mohammed al Shehhi
Mohald al Shehri

ماجد مشعان موقد

Majed Moqed
Majed Mashaan Ghanem Moqed
Majid Moqid Mushan bin Ghanim
Majad Masha an Muqad

سلطان السقامي

Satam al Suqami
Satam Muhammed Abdel Rahman al Suqami
Satam as Suqami

أحمد بن عبد الله النامي

Ahmed al Nami
Ahmed bin Abdullah al Nami
Ahmad bin Abdullah al Nami

عبد العزيز العمري

Abdulaziz al Omari
Abd al Aziz al Umari

سالم الحازمي

Salem al Hamzi
Salem al Hazmi
Salam al Hazmi

وائل الشهري

Wail al Shehri
Wail Mohammed al Shehri
Wail ash Shehri

وليد الشهري

Waleed al Shehri

Waleed Mohammed al Shehri

Walid ash Shehri

فایز راشد احمد حسن القاضی بنی حمد

Fayez Banihammad

Fayez Rashid Ahmed Hassan al Qadi Banihammad

Fayaz Rashid Ahmad Hassan al Qadi Bani Hammad

Fayez Ahmad

Banihammad Fayez Abu Dhabi Banihammad

Fayez Rashid Ahmed

Rasid Ahmed Hassen Alqadi

Abu Dhabi Banihammad Ahmed Fayez

احمد ابراهيم الحزناوي

Ahmad al Haznawi

Ahmed Ibrahim al Haznawi

Ahmad Ibrahim al Haznawi

ولید محمد صالح بن رشید بن عطاش

Walid Bin Attash

Walid Muhammad Salih bin Attash

Walid Muhammad Salih bin Roshayed bin Attash

Khallad bin Attash

Saleh Saeed Mohammed bin Yousaf

Tawfiq Muhammad Salih bin Rashid

منير المتصدق

Mounir el Motassadeq

Mounir el Moutassadeq

Exhibit 3

C L I F F O R D
C H A N C E

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Via E-mail

Sean P. Carter, Esq.
Cozen O'Connor
1900 Market Street
Philadelphia, PA 19103

September 22, 2011

Re: In re Terrorist Attacks of September 11, 2001, 03-md-1570 (S.D.N.Y.)

Dear Sean:

I am writing to follow up on my letter to you of September 8, 2011, which detailed Dubai Islamic Bank's ("DIB") plan to search its electronic account record keeping system for the 194 search terms listed on Attachment A to that letter and the terms set forth in DIB's Responses to Plaintiffs' First Set of Document Requests. In preparing to search for those terms, we have made the following revisions to the list of search terms that DIB is in the process of searching ("DIB List").

First, we have removed the duplicate instances of two search terms: "Salem Ali" and "Muhammad al Amir." Both were listed twice on the lists provided to us by Plaintiffs. As we have only removed the duplicates, this alteration will have no effect on the results of the search.

Second, the search term "Hani (Fawaz TRDNG)" was erroneously transcribed on Attachment A to my prior letter with an extra parenthesis. We have corrected that term to "Hani (Fawaz TRDNG)."

Third, we believe that the United Nations list provided to us by Plaintiffs erroneously lists the search term "Usama Bin Muhammed Bin Awad, Osama Bin Laden" as a single name. We have therefore split this term into two separate search terms: "Usama Bin Muhammed Bin Awad" and "Osama Bin Laden."

Fourth, we believe that DIB's electronic account record keeping system, at various points in time, may not have reflected special characters present in certain search terms (such as hyphens, periods, parentheses, commas, and accent marks). Accordingly, for each term

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containing such special characters, we have added additional search terms that attempt to take into account alternative ways in which these names could have been stored.

As a result of these modifications and the inclusion of the search terms set forth in DIB's Responses to Plaintiffs' First Set of Document Requests, the total number of search terms on the revised DIB List is 261. We are in the process of searching this revised list of 261 search terms using the methodology that we set forth previously.

Sincerely,



A handwritten signature in black ink that reads "Steven Cottreau". To the right of the signature, there is a handwritten mark that appears to be initials, possibly "PAB". Below the signature, the name "Steven T. Cottreau" is printed in a standard font.

Enclosure

DIB List

- أسامي محمد عوض بن لادن
- 1
2 Usama Muhammed Awad Bin Laden
3 Usama Bin Laden
4 Usama Bin Muhammed Bin Awad
5 Osama Bin Laden
6 Ben Laden Osama
7 Ben Laden Ossama
8 Ben Laden Usama
9 Bin Laden Osama Mohamed Awdh
10 Bin Laden Usamah Bin Muhammad
11 Shaykh Usama Bin Ladin
12 Usamah Bin Muhammad Bin Ladin
13 Usama bin Ladin
14 Osama bin Ladin
15 Osama bin Muhammad bin Awad bin Ladin
16 Usama bin Muhammad bin Awad bin Ladin
17 Abu Abdallah Abd Al-Hakim
18 Abu Abdallah Abd Al Hakim
19 Abu Abdallah Abd AlHakim
20 Al Qaqa
21 خالد شيخ محمد
22 Khalid Sheikh Mohammed
23 Khalid Shaikh Mohammed
24 Salem Ali
25 Fahd Bin Adballah bin Khalid
26 Ashraf Refaat Nabith Henin
27 Khalid Abdul Wadood
28 Mukhtar al Baluchi
29 al Mukh
30 Abdulrahman Abdullah al Ghamdi
31 Abdul Majid
32 Abdullah al Fak'asi al Ghamdior
33 Abdullah al Fakasi al Ghamdior
34 Abdullah al Fak asi al Ghamdior
35 Abdullah al FaKasi al Ghamdior
36 Meer Akram
37 ابو حفص المصري
38 Abu Hafs al Masri
39 Sheikh Taysir Abdullah
40 Abu Hafs
41 Abu Sitta

42 Abu Hafs al Kabir
43 Abu Khadijah
44 Abu Fatima
45 Mohammed Atef

محمد محمد الأمير عوض السيد عطا

46 Mohamed Atta
47 Mohamed Mohamed el Amir Awad el Sayed Atta
48 Muhammad Muhammad al Amir Awad as Sayyid Atta
49 Mohamed el Amir Awad el Sayed Atta
50 Mehan Atta
51 Mohammad el Amir
52 Muhammad Atta
53 Mohamed el Sayed
54 Mohamed Elsayed
55 Muhammad al Amir
56 Awag al Sayyid Atta
57 Awad al Sayad
58 Mohamed el Amir

مصطفى الهاوساوي

59
60
61 Mustafa Ahmed al Hawsawi
62 Mustafa Ahmed al Hisawi
63 Shaykh Said
64 Mustafa Muhammed Ahmed
65 Mustafa Ahmed
66 Hashim Abd al Rahman
67 Hashem Abdulrahman
68 Hashem Abderahman
69 Hashim Abdourahman
70 Hashem Abdollahi
71 Muhammad Adnan
72 Muhammad Ahanad
73 Abderahman Mustafa

عمار البلوشية

74
75 Ali Abdul Aziz Ali
76 Ammar al Baluchi
77 Isam Mansur
78 Isam Mansar
79 Isam Mansour
80 Hani (Fawaz TRDNG)
81 Hani Fawaz TRDNG
82 Hani Fawaz TRDNG

رمزي بن الشيبة

83

- 84 Ramzi Bin Al Shihb
85 Ramzi Mohamed Abdulla Binalsheidah
86 Ramzi Mohammed Abdulla Binalshibh
87 Ramzi Mohammed Abdellah Omar
88 Abu Ubaydah
89 Umar Muhammad Abdallah Ba Amar
90 مروان يوسف محمد رشيد لكراب الشحي
91 Marwan al Shehhi
92 Marwan Yousef Mohamed Rashid Lekrab al Shehhi
93 Marwan Yusuf Muhammad Rashid Lekrab ash Shehhi
94 نواف الحازمي
95 Nawaf al Hamzi
96 Nawaf Muhammed Salim al Hazmi
97 Nawaf al Hazmi
98 سعيد باهاج
99 Said Bahaji
100 Zouheir Al Maghribi
101 Mohamed Abbattay
102 Abderrahmane Al Maghribi
103 زياد سمير جراح
104 Ziad Jarrah
105 Ziad Samir Jarrah
106 Ziyad Samir Garrah
107 Ziad Jarrah Jarrat
108 Ziad Jarrahi
109 Ziad Samir al Jarrah
110 Ziyad Samir Jarrah
111 هاني صالح حسن حنجور
112 Hani Hanjour
113 Hani Saleh Hasan Hanjour
114 Hani Salih Hasan Hanjur
115 خالد المحضار
116 Khalid al Mihdhar
117 Khalid Muhammad Abdallah al Mihdhar
118 Sannan al Makki
119 Khalid bin Muhammad
120 Addallah al Mihdhar
121 Khalid Mohammad al Saqaf
122 زكريا الصبار
123 Zakarya Essabar
124 Zakariya Essabar

- أنور ناصر عبدالله العولقي
125
126 Anwar Nasser Abdulla Al-Aulaqi
127 Anwar Nasser Abdulla Al Aulaqi
128 Anwar Nasser Abdulla AlAulaqi
129 Anwar al-Aulaqi
130 Anwar al Aulaqi
131 Anwar alAulaqi
132 Anwar al-Awlaki
133 Anwar al Awlaki
134 Anwar alAwlaki
135 Anwar al-Awlaqi
136 Anwar al Awlaqi
137 Anwar alAwlaqi
138 Anwar Nasser Aulaqi
139 Anwar Nasser Abdullah Aulaqi
140 Anwar Nasser Abdulla Aulaqi

سعید الغامدی
141
142 Saeed al Ghamdi
143 Saeed Abdallah Ali Sulayman al Ghamdi
144 Sa'id al Ghamdi
145 Said al Ghamdi
146 Sa id al Ghamdi
147 Sáid al Ghamdi

احمد صلاة سعید الغامدی
148
149 Ahmed al Ghamdi
150 Ahmed Salah Said al Ghamdi
151 Ahmad Salat Sa'id al Ghamdi
152 Ahmad Salat Said al Ghamdi
153 Ahmad Salat Sa id al Ghamdi
154 Ahmad Salat Sáid al Ghamdi

حمزة الغامدی
155
156 Hamza al Ghamdi
157 Hamza Alghamdi

مهند الشهري
158
159 Mohand al Shehri
160 Mohand Muhammed Fayiz al Shehri
161 Muhand ash Shehr
162 Mohammed al Shehhi
163 Mohald al Shehri

ماجد مشعان موقد
164
165 Majed Moqed

- 166 Majed Mashaan Ghanem Moqed
167 Majid Moqid Mushan bin Ghanim
168 Majad Masha an Muqad
- 169 سطام السقامي
170 Satam al Suqami
171 Satam Muhammed Abdel Rahman al Suqami
172 Satam as Suqami
- 173 أحمد بن عبد الله النامي
174 Ahmed al Nami
175 Ahmed bin Abdullah al Nami
176 Ahmad bin Abdullah al Nami
- 177 عبد العزيز العمري
178 Abdulaziz al Omari
179 Abd al Aziz al Umari
- 180 سالم الحازمي
181 Salem al Hamzi
182 Salem al Hazmi
183 Salam al Hazmi
- 184 وائل الشهري
185 Wail al Shehri
186 Wail Mohammed al Shehri
187 Wail ash Shehri
- 188 وليد الشهري
189 Waleed al Shehri
190 Waleed Mohammed al Shehri
191 Walid ash Shehri
- 192 فايز راشد احمد حسن القاضي بني حمد
193 Fayeza Banihammad
194 Fayeza Rashid Ahmed Hassan al Qadi Banihammad
195 Fayaz Rashid Ahmad Hassan al Qadi Bani Hammad
196 Fayez Ahmad
197 Banihammad Fayez Abu Dhabi Banihammad
198 Fayez Rashid Ahmed
199 Rasid Ahmed Hassen Alqadi
200 Abu Dhabi Banihammad Ahmed Fayez
- 201 احمد ابراهيم الحزاوي
202 Ahmad al Haznawi
203 Ahmed Ibrahim al Haznawi
204 Ahmad Ibrahim al Haznawi
- 205 وليد محمد صالح بن رشيد بن عطاش

- 206 Walid Bin Attash
207 Walid Muhammad Salih bin Attash
208 Walid Muhammad Salih bin Roshayed bin Attash
209 Khallad bin Attash
210 Saleh Saeed Mohammed bin Yousaf
211 Tawfiq Muhammad Salih bin Rashid
212 منبر المتصدق
213 Mounir el Motassadeq
214 Mounir el Moutassadeq
215 Sharif al Din Ali Mukhtar
216 Abu Rida al Sufi
217 Mohamed Loay Bayazid
218 Mohammed Loay Baizid
219 Abu Ridha al Suri
220 Abu Rida the Syrian
221 Wa'el Hamza Jelaidan
222 Wael Hamza Jelaidan
223 Wa el Hamza Jelaidan
224 Wáel Hamza Jelaidan
225 Abu al Hasan
226 Abu Hassan al Madani
227 Abu Anas
228 Abu Anas al Saudi
229 Abu Hammam
230 Abu Horan
231 Ali Haroun
232 Abu Hassan al Sudani
233 Sheikh Said al Masri
234 Saeed al Masri
235 Mustafa Ahmed Muhammad Uthman Abu al Yazid
236 Abu Yassir Sarrir
237 Abu Yassir al Jaza'iri
238 Abu Yassir al Jazairi
239 Abu Yassir al Jaza iri
240 Abu Yassir al Jazáiri
241 Mohammed Yassir al Masri
242 Aafia Siddiqui
243 Fahrem Shahin
244 Shaykh Sa'id
245 Shaykh Sa id
246 Shaykh Sáid
247 Wadi al Aqiq Company, Ltd.
248 Wadi al Aqiq Company Ltd

249 Wadi al Aqiq Company Ltd
250 Al Hijrah Construction and Development, Ltd.
251 Al Hijrah Construction and Development Ltd
252 Al Hijrah Construction and Development Ltd
253 Taba Investment Company, Ltd.
254 Taba Investment Company Ltd
255 Taba Investment Company Ltd
256 Al Timar al Mubarikah
257 Gum Arabic Company
258 Bin Ladin International
259 Al Qudarat Transport Company
260 Blessed Fruits Company
261 Saeed Ahmad Lootah